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Docket No.: 210229US0PCT

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

ATTORNEYS AT LAW

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RE: Application Serial No.: 09/869,135
Applicants: Hiroshi KAYAKIRI, et al.
Filing Date: June 25, 2001
For: IMIDAZOLE COMPOUNDS AND MEDICINAL USE
THEREOF
Group Art Unit:
Examiner:

SIR:

Attached hereto for filing are the following papers:

RESPONSE TO DECISION; EXECUTED DECLARATION UNDER 37 CFR 1.42

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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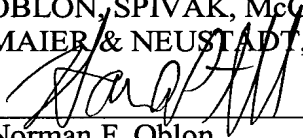
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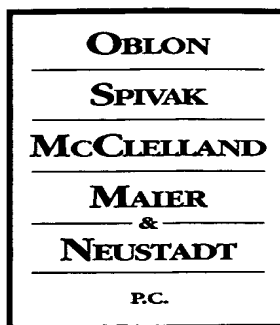
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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :
HIROSHI KAYAKIRI ET AL : EXAMINER:
SERIAL NO. : 09/869,135 :
FILED: JUNE 25, 2001 : GROUP ART UNIT:
FOR: IMIDAZOLE COMPOUNDS AND :
MEDICINAL USE THEREOF

RESPONSE TO DECISION

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

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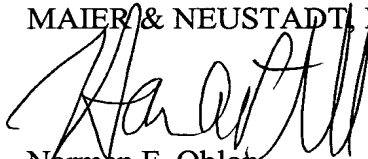
Responsive to the decision dated July 2, 2002, dismissing Applicants' Petition Under 37 C.F.R. 1.42, Applicants respond with a Declaration under 37 C.F.R. 1.42 of the sole heirs of the deceased inventor, **submitted herewith**.

It is respectfully submitted that the Declaration establishes the citizenship of the deceased inventor Teruo Oku; the citizenship, residence, and last mailing addresses of the

three and only heirs of Mr. Oku; and that all requirements under 37 C.F.R. 1.42, 1.497(a) and (b), have been complied with.

Respectfully submitted,

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MAIER & NEUSTADT, P.C.



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